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2027218250 & HOTTA 03-5331-3664

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Effective March 1998

DEC 12 2005
DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION☐ Original ☒ Supplemental ☐ Substitute ☐ PCT ☐ DESIGN

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: POLISHING APPARATUS INCLUDING TURNTABLE WITH POLISHING SURFACE OF DIFFERENT HEIGHTS

of which is described and claimed in:

- ☐ the attached specification, or
☒ the specification in the reissue application of U.S. Patent 5,888,126, Serial No. 09/321,040, filed March 30, 2001, and with amendments through August 18, 2005;
☐ the specification in International Application No. , filed , and as amended on (if applicable).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim priority benefits under Title 35, United States Code, § 119 (and § 172 if this application is for a Design) of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NO.	DATE OF FILING	PRIORITY CLAIMED
Japan	28722/1995	January 25, 1995	YES
Japan	206594/1995	July 20, 1995	YES

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	U.S. FILING DATE	STATUS: PATENTED, PENDING, ABANDONED

We believe that original U.S. Patent 5,888,126 to be partly inoperative by reason of our claiming less than we had a right to claim in the patent.

As at least one error which is relied upon to support this reissue application, we believe that we have a right to a claim of the scope according to now claim 22 directed to an apparatus for polishing a semiconductor wafer, the apparatus comprising an abrasive cloth and a top ring, wherein a plurality of portions of the abrasive cloth are individually and independently pressed against the wafer by air pressures. As compared with apparatus claims 1, 3, 4, 5, 6, 13, 19 and 21 of the patent, claim 22 does not require a moving means as recited, for example, in addition to further separate and individual differences between claim 22 and the various independent claims of the patent.

All errors being corrected in this reissue application, up to the time of the filing of this reissue Declaration, arose without any deceptive intention on the part of the Applicants.

Every error in the patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on the part of the applicant.

And I hereby appoint Michael R. Davis, Reg. No. 25,134; Mathew M. Jacob, Reg. No. 25,154; Warren M. Check, Jr., Reg. No. 33,367; Nils Pedersen, Reg. No. 33,145; Charles R. Watts, Reg. No. 33,142; Michael S. Huppert, Reg. No. 40,268; and Jeffrey R. Fillipek, Reg. No. 41,471, who together constitute the firm of WENDEROTH, LIND & PONACK, L.L.P., as well as any other attorneys and agents associated with Customer No. 000513, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

I hereby authorize the U.S. attorneys and agents named herein to accept and follow instructions from WATANABE & HOTTA as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and myself. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by me.

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I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1st Inventor Masayoshi HIROSE Date November 21, 2005
 2nd Inventor Yoshimi SASAKI Date November 21, 2005
 3rd Inventor Akira OGATA Date November 21, 2005
 4th Inventor Seiji ISHIKAWA Date November 21, 2005
 5th Inventor Tamami TAKAHASHI Date November 21, 2005
 6th Inventor Hirokuni HIYAMA Date November 21, 2005
 7th Inventor Yutaka WADA Date November 21, 2005

The above application may be more particularly identified as follows:

U.S. Application Serial No. 09/821,046 Filing Date February 28, 2002

Applicant Reference Number GEB240-US-Reissue Atty Docket No. 2001-0386

Title of Invention POLISHING APPARATUS INCLUDING TURNTABLE WITH POLISHING SURFACE OF DIFFERENT HEIGHTS